

UNITED STATES DISTRICT COURT

for the
Western District of North Carolina

United States of America

v.

Derek Allison

Date of Original Judgment: 12/07/2001

Date of Last Amended Judgment: 09/10/2009

)

) Case No: 3:99CR00165-002

) USM No: 15136-058

)

) Thomas Cochran

) Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 292 months is reduced to 240 months

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Original Offense Level: 40

Criminal History Category: III

Original Guideline Range: 360 months to life

Amended Offense Level: 36

Criminal History Category: III

Amended Guideline Range: 240 to 293 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing and the reduced sentence is comparably less than the amended guideline range.
☐ The reduced sentence is above the amended guideline range.
☐ Other (explain):

III. ADDITIONAL COMMENTS


Upon release from imprisonment, and absent a residential plan accepted by the U.S. Probation Officer prior to release from incarceration, it is ordered that as a condition of supervised release the defendant shall submit to the local Residential Reentry Center for a period not to exceed 90 days, with work release, at the direction of the U.S. Probation Officer.

Except as provided above, all provisions of the judgment dated 12/07/2001 shall remain in effect.

IT IS SO ORDERED.

Order Date: June 12, 2014

Effective Date: _____
(if different from order date)


Frank D. Whitney
United States District Judge